

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE EXECUTION OF A COOPERATIVE AGREEMENT BETWEEN WEST VALLEY CITY AND THE UTAH DEPARTMENT OF TRANSPORTATION FOR WORK ASSOCIATED WITH PHASE II OF THE 3500 SOUTH WIDENING PROJECT FROM BANGERTER HIGHWAY TO 2700 WEST.

WHEREAS, Title 11, Chapter 13, Utah Code Annotated 1953, as amended, entitled “Interlocal Cooperation Act” provides that any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity, or undertaking which each public agency is authorized by law to perform; and

WHEREAS, the Utah Department of Transportation (“UDOT”) is in the process of constructing a highway project identified as SP-0171(18)6; 3500 South, Bangerter Highway to 2700 West, Phase II (the “Project”); and

WHEREAS, the City and UDOT have signed previous agreements with Rocky Mountain Power, Comcast, Qwest and UTOPIA (“Utility Companies”) for betterment work consisting of placing the existing overhead lines owned by the Utility Companies in underground conduits; and

WHEREAS, the City desires to pay for trenching and conduit work necessitated by the above said betterment work; and

WHEREAS, the City also desires the installation of landscaping and street lighting facilities within the Project boundaries; and

WHEREAS, an agreement entitled “Cooperative Agreement” (the “Agreement”) has been prepared for execution by and between the City and UDOT. This Agreement, which is attached hereto, sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

WHEREAS, the City Council of West Valley City, does hereby determine that it is in the best interest of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the above-referenced Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, as follows:

1. That the Agreement is hereby approved and that the Mayor is hereby authorized to execute said Agreement for and in behalf of West Valley City.
2. That the City is hereby authorized to spend an amount not to exceed \$215,324.05 for costs associated with the installation of underground conduit, as outlined in the separate agreements with the Utility Companies, and for the installation of landscaping and street lighting facilities.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2008.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER